IN THE HIGH COURT OF JUDICATURE AT BOMBAY

O.O.C.J.

COMPANY APPLICATION NO. 1077 OF 2006
IN
COMPANY PETITION NO. 767 OF 1997

Shri Rajendra Bachubhai Shah. ... Petitioner.

V/s.

The Official Liquidator in respect of Orkay Industries Pvt. Ltd. ... Respondents.

And

Mr. Pankaj Mehra. ... Applicants.

....

None for the Applicant.
Mrs. K.V. Gautam, Dy. O.L.

....

CORAM : DR. D.Y.CHANDRACHUD,J.

21st April 2007.

P.C. :

. The relief which has been sought in the Company Application is as follows :-

" That this Hon'ble Court be pleased to direct the Official Liquidator, High Court, Bombay to allow the Applicant to remove status/idols of Gods and Goddess's including Shree

Radhkrishna, Ganeshji, Maa Durga & Shivling installed in the factory premises of Company in liquidation more particularly shows in the list marked Exhibit : 'A' to the Affidavit and also shown in the photographs in Exhibit : 'B' annexed to the Affidavit under the supervision and direction of the Official Liquidator, High Court, Bombay, to the Applicant place."

2. On 13th October 2006 the following order was passed by Mr. R.S. Mohite, J. :-

" Only limited prayer to allow the applicant who is Ex-Director of the Company to remove the four idols of gods and Goddess from the factory premises of the company in liquidation is made. The Advocate for the Applicant states and undertakes that his client will install his four idols of Gods at his office premises

situated in Bombay and further undertakes to return those idols if and when called by the Official Liquidator. Both the undertakings are accepted. The Official Liquidator states that she has no objection to remove those four idols provided that the Secured Creditors have no objection after notice. In the circumstances, Official Liquidator to issue notice to the Secured Creditors and inform them the date when idols are to be removed. Unless there is any objection from the secured creditors, said four idols may be given to the applicant."

3. The Official Liquidator states that possession of the idols has already been handed over.

4. The Company Application is accordingly disposed of in terms of the order passed on 13th October 2006.